

(SPACE BELOW FOR FILING STAMP ONLY)

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Attorneys for Defendant, Rager, Bell, Daskocil, and Meyer and Brad Daskocil, CPA,
Appearing Specially

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

Steve Nerayoff,	)	CASE NO.: C 07-03101 JW
)	
Plaintiff(s),	)	1. JOINT STIPULATED REQUEST FOR
	)	AN ORDER CONTINUING CASE
vs.	)	MANAGEMENT CONFERENCE AND
	)	RESPONSE DATE
Rager, Bell, Daskocil and Meyer, et al. ,)	
)	
Defendant(s).	)	2. DECLARATION OF STEPHANIE
	)	SESSIONS PERKINS IN SUPPORT
	)	THEREOF [FILED CONCURRENTLY
	)	HEREWITH]
)	
	)	3. [PROPOSED] ORDER

STIPULATION AND [PROPOSED] ORDER

NOW COME the Parties, Plaintiff Steven Nerayoff ("Plaintiff") and Defendants Rager, Bell, Daskocil and Meyer ("RBDM"), Rossi, Daskocil & Finkelstein, LLP ("RDF") and Brad Daskocil ("Daskocil")(all parties herein are collectively referred to as the "Parties"), by and through their counsel of record and as a stipulation in the above-referenced matter, state as follows:

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1 1. Defendants RBDM, RDF and Brad Daskocil appear specially before the Court in
2 this Joint Stipulation and Request for the sole purpose stated herein and do not waive any and/or
3 all objections that may be asserted as to venue. Further this stipulation is entered into and this
4 special appearance is made by RBDM, RDF and/or Daskocil's without any prejudice to RBDM,
5 RDF and/or Daskocil's ability to bring a motion for an order dismissing this action and/or
6 transferring this action on the grounds that venue in the Northern District is improper.

7 2. The parties enter this stipulation and seek a continuance of the 1) deadline to file
8 the Joint Case Management Conference Statement previously due to be filed on December 10,
9 2007; 2) Case Management Conference currently scheduled for December 17, 2007; and 3)
10 RBDM's, and Daskocil's deadline to respond to the First Amended Complaint currently
11 scheduled for December 20, 2007 and RDF's response the First Amended Complaint currently
12 scheduled for December 24, 2007. No Defendants have appeared in this action. This stipulation is
13 entered into on the grounds that a) Defendants were only recently served with the Summons and
14 First Amended Complaint and have not yet appeared; b) Defendant RDF was only recently added
15 as a named Defendant in this action; b) the Parties continue in their joint efforts to investigate the
16 facts and circumstances upon which this action is predicated in an effort to informally resolve
17 issues regarding venue and pursue possible tolling agreements pending the outcome of related
18 matters pending in the United States Tax Court and/or with the Internal Revenue Service.

19 3. Therefore, further investigation into the facts, circumstances, and issues in this case
20 merit a continuance of the case management conference to January 8, 2007 and an extension of
21 time for all Defendants to respond to the Complaint to January 8, 2008. Such time will afford the
22 Parties a reasonable period of time to investigate the above-referenced matters to minimize the
23 burden on the Court and, if they are not able to resolve these matters informally, to properly
24 respond to the newly served First Amended Complaint and/or take other action to insure prompt
25 and efficient resolution of this matter.

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STIPULATION

The Parties hereby stipulate and jointly request that:

1. The date for the Case Management conference is continued to January 8, 2008 and that the deadline for the Parties' Joint Case Management Statement is continued to January 2, 2008 .

2. The date for RBDM's, RDF's and Dorskocil's responses to the First Amended Complaint shall be extended to January 8, 2008.


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1 3. The Parties be allowed to reserve their right to seek further enlargement of time
2 and propose a modified case management plan consistent with the Standing Order for All Judges
3 of the Northern District of California, Contents of Joint Case Management Statement.
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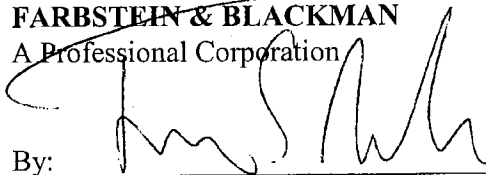
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6 DATED: December __, 2007

CHAPMAN, GLUCKSMAN & DEAN
A Professional Corporation

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8
9 By: 
10 Stephanie Sessions Perkins, Esq.
11 Attorneys for Specially Appearing Defendants
12 RBDM Rager Meyers Accountancy Corporation and
Specially and Jointly for Defendant Brad Daskocil,
CPA

13
14 DATED: December ¹⁰ __, 2007

FARBSTEIN & BLACKMAN
A Professional Corporation

15
16 By: 
17 John S. Blackman, Esq.
18 Attorneys for Specially Appearing Defendant Rossi,
19 Daskocil & Finkelstein and Specially and Jointly for
Defendant Brad Daskocil, CPA

20 DATED: December __, 2007

RICE & BRONITSKY
A Professional Corporation

21
22
23 By: _____
24 Paul E. Rice, Esq.
25 Attorneys for Plaintiff, Steven Nerayoff
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2 and propose a modified case management plan consistent with the Standing Order for All Judges
3 of the Northern District of California, Contents of Joint Case Management Statement.
4

5
6 DATED: December __, 2007

CHAPMAN, GLUCKSMAN & DEAN
A Professional Corporation

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8
9 By: _____
Stephanie Sessions Perkins, Esq.
10 Attorneys for Specially Appearing Defendants
11 RBDM Rager Meyers Accountancy Corporation and
12 Specially and Jointly for Defendant Brad Daskocil,
CPA

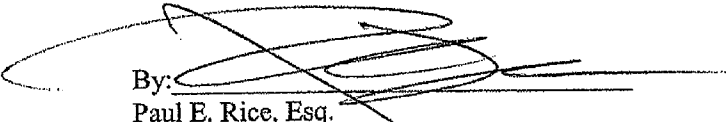
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14 DATED: December __, 2007

FARBSTEIN & BLACKMAN
A Professional Corporation

15
16 By: _____
17 John S. Blackman, Esq.
18 Attorneys for Specially Appearing Defendant Rossi,
19 Daskocil & Finkelstein and Specially and Jointly for
Defendant Brad Daskocil, CPA

20 DATED: December 12, 2007

RICE & BRONITSKY
A Professional Corporation

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22
23 By: 
24 Paul E. Rice, Esq.
25 Attorneys for Plaintiff, Steven Nerayoff
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1 PURSUANT TO STIPULATION, IT IS SO ORDERED:

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3 DATED: December __, 2007

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The Honorable James Ware
5 JUDGE OF THE UNITED STATES DISTRICT
6 COURT FOR THE NORTHERN DISTRICT OF
7 CALIFORNIA
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